

A meeting of the Georgia State Board of Veterinary Medicine was held on Wednesday, February 5, 2003, at the Professional Licensing Boards Office in Macon, Georgia.

**The following Board members were present:**

Eugene T. Maddox, DVM, President  
C. Gary Bullard, DVM  
R. Flynn Nance, DVM  
Angie Shurling Bushway, DVM  
Jan Ekins, DVM  
Yasemin Packtor

**Others Present:**

Anita O. Martin, Executive Director  
Susan S. Hewett, Board Secretary  
Dominick Crea, Board Attorney  
Mark C. Helvie

President Maddox established that a quorum was present and the meeting was **called to order** at 9:35 a.m.

A motion was made by Dr. Nance to approve the **minutes** from the December 4, 2002 meeting. The motion was seconded by Dr. Bushway and was **approved** by the Board.

A motion was made by Dr. Bullard to approve the **minutes** from the January 6, 2003 conference call meeting. The motion was seconded by Dr. Bushway and was **approved** by the Board.

A motion was made by Dr. Bushway to approve the **minutes** from the January 16, 2003 conference call meeting. The motion was seconded by Dr. Bullard and was **approved** by the Board.

**Billy Martin, DVM:** The Board reviewed an e-mail from Dr. Billy Martin regarding approval of continuing education credits. The Board requested that a response be sent to Dr. Martin referring to Board Rule 700-7-.03(b) and that the guidelines established under this rule must be followed.

The Board reviewed a list of new licensee candidates receiving licenses between September 20, 2002 through January 10, 2003. A motion was made by Dr. Bullard to **ratify** the following new licensee candidates:

- Veterinary candidate license #VET006810 through #VET006826 (See attachment 1)
- Veterinary Faculty candidate license #VETF000397 through #VET000399 (See attachment 2)
- Veterinary Technician candidate license #VETT000389 through #VETT000394 (See attachment 3)

The motion was seconded by Dr. Bushway and was **approved** by the Board.

**J. David Schaffer, DVM:** The Board reviewed a letter from Dr. Schaffer. The Board requested that a response be sent to Dr. Schaffer defining direct supervision and the requirement for quarterly reporting by supervising veterinarian.

**David Jacobson:** The Board reviewed an e-mail from Mr. Jacobson regarding prescribing versus dispensing as **informational only**. The Board requested that a response be sent to Mr. Jacobson referring him to Rule 700-8-.01(e).

**Rule 700-12 – Minimum Standards:** The Board reviewed a draft of Rule 700-12 Minimum Standards. A motion was made by Dr. Nance to **post the rule as amended**. The motion was seconded by Dr. Bushway and was **approved** by the Board. (Attachment #4)

**Rule 700-13 – Mobile Minimum Standards:** The Board reviewed a draft of Rule 700-13 Mobile Minimum Standards. A motion was made by Dr. Nance to **post the rule as amended**. The motion was seconded by Dr. Bushway and was **approved** by the Board. (Attachment #5)

The Board voted that the formulation and adoption of these rules does not impose excessive regulatory cost on any licensee and any cost to comply with the proposed rules cannot be reduced by a less expensive alternative that fully accomplishes the objectives of O.C.G.A. §§ 43-1-25, 43-50-21(a)(7), and 43-50-27(a)(6).

The board also voted that it is not legal or feasible to meet the objectives of O.C.G.A. §§ 43-1-25, 43-50-21(a)(7), and 43-50-27(a)(6) to adopt or implement differing actions for businesses as listed in O.C.G.A. §50-13-4(3)(A)(B)(C)(D). The formulation and adoption of these rules will impact every licensee in the same manner and each licensee is independently licensed, owned and operated in the field of Veterinary Medicine.

**Roger Welton, DVM:** The Board reviewed an e-mail from Dr. Welton regarding patient/client/doctor relationships as **informational only**. The Board requested that a response be sent to Dr. Welton referring to Rule 700-8-.01.

**Onice Coppage:** The Board reviewed a letter from Mrs. Coppage regarding requiring a veterinarian to provide a qualified care-giver in attendance at all times when a critically ill patient is in his/her care. The Board requested that the letter of response be drafted by the Executive Director and sent to Mrs. Coppage.

**Lisa Neuwirth, DVM:** The Board reviewed a letter from Dr. Neuwirth requesting reimbursement of the \$100 late fee for license renewal. The Board determined that the late fee of \$100 was required to renew the license and **denied** the request for a refund.

Dr. Bushway made a motion to enter into **Executive Session** in accordance with O.C.G.A. §§ 43-1-2(k) and 43-1-19(h)(2) to deliberate on applications and enforcement matters and to receive information on applications and investigative reports. The motion was seconded by Dr. Egins and voting in favor of the motion were those present who included Dr. Bullard and Dr. Nance, Dr. Maddox and Yasemin Packtor. The Board concluded **Executive Session** in order to vote on these matters and to continue with the public session.

**C.J.B., DVM:** The Board reviewed an application for license renewal submitted by C.J.B., DVM. A **recommendation** was made by Dr. Nance to **approve** the license renewal and refer to the A.G. for a **Public Consent Order/Reprimand** with a \$500 fine.

**C.M.M., DVM:** The Board reviewed an application for reinstatement of license submitted by C.M.M., DVM. A **recommendation** was made by Dr. Egins to reinstate the license.

**J.W., DVM:** The Board reviewed an application for licensure submitted by J.W., DVM. A **recommendation** was made by Dr. Nance to deny licensure at this time and review the application once J.W. has provided proof that North Carolina issue has been resolved.

**C.M.G., DVM:** The Board reviewed an application for renewal of license submitted by C.M.G., DVM with a request to waive the late renewal fee of \$100. A **recommendation** was made by Dr. Bullard to **deny** the request to waive the late renewal fee of \$100.

**M.C.H., DVM:** The Board reviewed an application for reinstatement of license submitted by M.C.H., DVM. A **recommendation** was made by Dr. Maddox to reinstate the license under a **Public Consent Order/Reprimand with a fine of \$400**. Dr. Maddox gave expressed permission for the Executive Director to sign the order on his behalf.

**E.H., DVM:** The Board reviewed an application for renewal of license submitted by E.H., DVM. A **recommendation** was made by Dr. Bushway to **approve** the license renewal.

A motion was made by Dr. Nance to **approve** the recommendations made regarding applications. The motion was seconded by Dr. Bushway and was **approved** by the Board.

A motion was made by Dr. Nance that any cases received regarding **internet prescribing and dispensing** from Georgia into another state should be referred to that states Board of Pharmacy and Board of Veterinary Medicine as well as opening a complaint case in our office. The motion was seconded by Dr. Bullard and was **approved** by the Board.

## **REPORTS:**

### **Enforcement**

- Case # VET030001

- Case #VET030014
- Case #VET030015
- Case # VET030020

**Gary Bullard, Cognizant Member**

Reported on the following cases:

- Case #VET030001 Recommendation to close the case.
- Case #VET030014 Recommendation to close the case.
- Case #VET030015 Recommendation to close the case.
- Case #VET030020 Recommendation to accept signed Cease & Desist Order to close the case.
- Case #VET030028 Recommendation to close with letter of concern.
- Case #VET030039 Recommendation to close the case.
- Case #VET030040 Recommendation to close the case.
- Case #VET030044 Recommendation to close with letter of concern.
- Case #VET030045 Recommendation to close the case.
- Case #VET030046 Recommendation to close with letter of concern.
- Case #VET030047 Recommendation to close with letter of concern.
- Case #VET030059 Recommendation to close with letter of concern.
- Case #07-03-02-00032: Recommendation to schedule for Investigative Interview.
- Case #07-03-02-00033: Recommendation to refer to AG for a Cease & Desist order.
- Case #07-03-02-00053 Recommendation to refer to AG for a Public Consent Order with a fine.
- Case #07-03-02-00041 Recommendation to close with letter of concern.

**Eugene Maddox, Cognizant Member**

Reported on the following cases:

- Case #VET030051 Recommendation to close the case.
- Case #VET030056 Recommendation to refer to AG for Public Consent Order with a fine.
- Case #VET030057 Recommendation to close the case.
- Case #VET030063 Recommendation to refer to the Pharmacy Board and to the AG for review.
- Case #VET030065 Recommendation to refer to the Pharmacy Board and to the AG for review.

A motion was made by Dr. Bushway to **accept** the recommendations made by Dr. Bullard and Dr. Maddox regarding the above referenced cases. The motion was seconded by Yasemin Packtor and was **approved** by the Board. Dr. Nance was descending vote on case #VET030044, #VET030046, and #VET030047.

**Dominick Crea, Board Attorney**

- Reported on 3 cases

**Anita Martin, Executive Director**

- No news on Practice Act
- Reported on number of vets who have already renewed license

The next Board meeting is scheduled for April 2, 2003 at 9:30 a.m.

There being no further business to come before the Board, Dr. Nance made a motion to **adjourn** the meeting. The motion was seconded by Dr. Bullard and **approved** by the Board.

The meeting was adjourned at 2:02 P.M.

**Minutes Recorded by:** Susan S. Hewett, Board Secretary

**Minutes Reviewed by:** Anita O. Martin, Executive Director

**Chairman of the Board:** Eugene T. Maddox, DVM

**Division Director:** Mollie Fleeman

**Minutes approved by the Board at the April 2, 2003 meeting.**

**State of Georgia**

**County of Bibb**

**Affidavit Supporting Closing  
Of Public Meeting**

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The Georgia Open Meetings Act, O.C.G.A. 50-14-1 et seq., requires that all meetings of an entity covered by the statute must be open to the public unless there is some specific statutory exception which permits the closing of the meeting. If such a meeting is to be closed, the law requires that the presiding person execute a sworn affidavit stating that the subject matter of the meeting or the closed portion thereof was devoted to matters within the statutory exceptions and identifying those specific exceptions relied upon. O.C.G.A. 50-14-4(b). A copy of this affidavit must be filed with the minutes of the meeting in question:

Comes now, Eugene T. Maddox, DVM the presiding officer identified below and, before an official duly authorized to administer oaths, makes this affidavit in satisfaction of the statutory requirements outlined above.

1. I am the presiding officer of the **Georgia State Board of Veterinary Medicine.**
2. I am over the age of 18 and in all other aspects competent to make this sworn statement. I acknowledge that I am giving this statement under oath and penalty of perjury and that I have read the contents of this affidavit prior to signing it.
3. On **February 5, 2003**, this entity, which is subject to the Open Meetings Act, met. A majority of the quorum of the members present voted to close the meeting or a portion thereof for the following indicated reason(s). I hereby certify that during the closed portion of the meeting, only those subjects indicated below were discussed. I also certify that I have reviewed the exceptions provided under the

Open Meetings Act that may permit the closing of a meeting and that, to the best of my knowledge, the reasons I have described in detail below meet the requirements for closing this public meeting.

4. The legal authority for the closure of this meeting was:

**43-1-2(k) and 43-1-19(h)(2)**

5. The subject(s) discussed and the underlying facts supporting the closing of this meeting are:

**Review disciplinary files, review applications & reinstatement applications**

**Further the affiant sayeth not.**

Eugene T. Maddox, DVM  
(Presiding Officer)

Sworn and subscribed before me,

This 5<sup>th</sup> day of February, 2003.

Regina F. Thompson  
Notary Public